

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
NOVEMBER 5, 1975

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, November 5, 1975 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen EHRHARDT, HUGHES, KATNICH, PINKERTON and SCHAFFER (Mayor)

Absent: Councilmen - None

Also Present: City Manager Graves, Assistant City Manager Glenn, City Attorney Mullen, Community Development Director Schröder, Public Works Director Ronsko, and City Clerk Reimche.

INVOCATION

The invocation was given by Chaplain Wayne Kildall.

PLEDGE

Mayor Schaffer led the Pledge of Allegiance to the flag.

MINUTES

Councilman Pinkerton moved the minutes of October 15, 1975 be approved as written and mailed. The motion was seconded by Councilman Katnich and carried.

DEAN TARBELL OF  
SCOUT TROOP 262  
INTRODUCED

Mayor Schaffer introduced Dean Tarbell with Scout Troop 262. Mr. Tarbell had requested to be present at the Council meeting as a requirement for a Citizenship and Community Merit Badge.

COMPLAINTS REC'D  
RE LODI AVENUE -  
LEFT TURN POCKETS,  
PARKING, & MEDIANS

Mr. James McCarty, 811 Dianna Drive, Lodi, addressed the Council regarding the median removal project which had commenced on Lodi Avenue indicating that the plan he received from the City staff showed a left turn pocket on Lodi Avenue from the crosswalk at Hutchins all the way to the crosswalk at Lee and that this length was paced off at 264 feet. It was his understanding that the existing left turn pocket would be shortened to 150 feet and would provide for two parking stalls in front of the Owens' building. Mr. McCarty indicated that all of the parking was to be removed in front of the Owens' building per the map that he obtained from the City staff.

Mr. McCarty indicated he could not understand why the City was painting 150 feet of red curb at the intersection of Church Street at Lodi Avenue, while at Hutchins, the City was eliminating parking for 264 feet. Mr. McCarty inferred that Lodi and Church Street was the busiest intersection in town.

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Mr. McCarty also inferred that the staff had a vendetta against the people at Lodi and Hutchins since the proposed left turn pocket there is longer than the left turn pockets located elsewhere in town.

Public Works Director Ronsko indicated that designs for left-hand turning pockets are based on results of studies made of the intersections on several factors including left-hand turning volume and that is the reason that left-hand turning pockets are not all of the same length.

Mr. McCarty indicated that he would like to propose three requests to the City Council:

1. to take out all the medians and restrict the double-double yellow markings and the left turn lanes to a length of 150 feet;

and, if we can't do this 2) instruct the City Attorney to receive and honor an initiative relating to Lodi Avenue;

and, if we can't do this 3) give us a new City staff who can offer us practical solutions instead of punitive solutions.

Councilman Katnich and Councilman Ehrhardt confirmed with Mr. Ronsko that the striping on Lodi Avenue at Hutchins Street and at Church Street and Lodi Avenue would be put in conformance with the prior Council actions.

Councilman Hughes indicated that if a vendetta does exist, it must be at the Council table and not at the Staff level. Councilman Hughes indicated that he knows that the staff will carry out the exact direction of the City Council, and he suggested that Mr. McCarty was jumping the gun.

Councilman Ehrhardt suggested that Mr. McCarty get together with Mr. Ronsko to work out any problems which Mr. McCarty had. Mr. Ronsko indicated that his office was always open to anyone who had questions or wanted to discuss problems.

Tosh Kiino, Kiino's Flower Shop, 527 W. Lodi Avenue, Lodi addressed the Council stating that if an experiment is going to be made with the median east of Hutchins on West Lodi Avenue, why not remove all the medians to see if parking couldn't be re-established in front of his building. Mr. Kiino went on to say that they are really having problems with parking in front of the building where his business is situated.

Councilman Hughes advised Mr. Kiino that the experiment to which he is referring to of removing the medians is simply a means of ascertaining whether people will obey the double-double lines in

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making turning movements as opposed to being forcibly restricted as a result of the physical concrete median. Councilman Hughes then added that the parking in front of Mr. Kiino's building has nothing to do with the median. If the median was removed, you would have within a few inches exactly the same cross-section that is presently in front of the building, i. e. "no parking". Councilman Hughes stated that the experiment that would be necessary in order to achieve parking in front of the building where Mr. Kiino's business is established, of necessity, would require the elimination of the turn pocket for the shopping center across the way and that this is a totally different experiment and not one that was discussed by the City Council.

Mr. Kiino stated that he would appreciate any consideration the City Council could give his request.

Mayor Schaffer assured Mr. Kiino that the matter would be looked into.

#### PLANNING COMMISSION

11-11

The City Manager gave the following report of the Planning Commission meeting of October 27, 1975:

The Planning Commission -

#### VINEYARD SUB-DIVISION UNIT NO. 2 RECLASSIFICATION OF LOTS REQUESTED

1. Recommended approval of the request of Mr. James Gerard for Aladdin Real Estate, Inc. to reclassify Lots 102, 114, 115, 123, 124, 132, 133, 145, 146, 147, 151, 152, and 154 (i. e., all corner parcels) of the Vineyard Subdivision Unit No. 2 from single-family purposes to duplex use in an area zoned Planned Development District No. 10, (P-D(10)).

This recommendation includes the condition that the duplexes conform to the building site area, minimum yard area land coverage and off-street parking requirements as enumerated in Section 27-6A, R-LD, Low Density Multiple Family Residential District of the Lodi Municipal Code.

On motion of Councilman Katnich, Ehrhardt second, the matter was set for Public Hearing on November 19, 1975.

#### AMENDMENT TO P-D(4) REQUESTED

2. The Planning Commission recommended the approval of the request of Baumbach and Piazza, Consulting Engineers, on behalf of Grupe Development Company to amend 94.1 acres of Planned Development District No. 4, (P-D(4)) to conform with the Revised Tentative Map of English Oaks Manor as conditionally approved on October 27, 1975 by the Planning Commission with the following conditions:

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a. That the Tentative Map as conditionally approved become the development plan with the exception of the shopping center and as otherwise noted;

b. That Lots 285-295 and 372-383 be approved for duplex use with the restrictions as enumerated on Section 27-6A, R-LD, Low-Density Multiple Family Residential District of the Lodi Municipal Code;

c. That Parcels "A" and "B" be approved for apartment use at the ratio of 25 units per acre and with the restrictions as enumerated in Section 27-7, R-GA, Garden Apartment Residential District of the Lodi Municipal Code;

d. That Parcel "C" be approved for apartment use at the ratio of 15 units per acre and with the restrictions as enumerated in Section 27-7, R-GA, Garden Apartment Residential District of the Lodi Municipal Code; and

e. That all of the remaining lots be approved for single-family use with the restrictions as enumerated in Section 27-5, R-1, Single-Family Residential District of the Lodi Municipal Code.

On motion of Councilman Katnich, Ehrhardt second, the matter was set for Public Hearing on November 19, 1975.

REQUEST TO REZONE  
2.3 ACRE PARCEL  
S.E. CORNER OF  
LOWER SACRAMENTO  
ROAD & WEST LODI  
AVE. 11-15

3. The Planning Commission recommended the approval of the request of Mr. Lee Ehlers to re-zone an approximate 2.3-acre parcel located at the southeast corner of Lower Sacramento Road and West Lodi Avenue from R-1, Single-Family Residential to P-D(13), Planned Development District No. 13 to permit the construction of a 20-unit, single-family condominium project with the following conditions:

a. That the Tentative Subdivision Map for Kristmont West as conditionally approved by the Planning Commission become the Development Plan for the project;

b. Dedication and improvement of West Lodi Avenue and Lower Sacramento Road in conformance with adopted City plans and policies;

c. Installation of street lighting to the approval of the Utilities Director and City standards;

d. Installation of on-site lighting to the approval of the Site Plan and Architectural Review Committee (SPARC);

e. Installation of landscaping and automated sprinkler systems as required by SPARC and as approved by the Public Works Director;

f. Approval of building elevations, floor plans and site plans by SPARC;

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g. Installation of mail boxes as required by the U. S. Post Office and as approved by the Community Development Director;

h. Installation of fencing and screening as approved by SPARC;

i. Installation of on-site and off-site domestic water, sanitary sewers and storm drains as required and approved by the Public Works Director;

j. Provision of solid waste disposal containers as required by the Sanitary City Disposal Company and approved by SPARC;

k. Installation of transformer pads and air condition units to the approval of SPARC;

l. Installation of underground electrical, CATV and telephone facilities where practical and as approved by the utility companies and the City Utility Department;

m. Installation of natural gas and electrical meters to the approval of SPARC;

n. Approval of on and off-site fire protection facilities, rear yard access and private accessway size and location by the Fire Chief; and

o. Approval of total site plan by Police Department.

On motion of Councilman Ehrhardt, Pinkerton second, the matter was set for Public Hearing on December 10, 1975.

#### OF INTEREST TO THE CITY COUNCIL

1. The Planning Commission approved the request of Baumbach and Piazza, Consulting Engineers, on behalf of Grupe Development Company for the approval of a Revised Tentative Map for 94.1 acres of English Oaks Manor located on the north side of Harney Lane between South Hutchins Street and the Woodbridge Irrigation District Canal with the following conditions:

a. That English Oaks Commons, a small park, contain the same acreage as it did on previously-approved Tentative Maps.

In regards to this requirement, the Planning Commission determined that the park could be expanded either easterly into the area occupied by Lots 389-402 or southerly in Lots 181-184.

In the event that the realignment of the Commons causes redesign of the City's plans for the park development, the costs of such redesign shall be borne by the developer.

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b. That the alignment of South Ham Lane be amended to provide a 150-foot tangent between reversing curves in conformance to the City of Lodi's design standards and to the approval of the Public Works Director;

c. That street knuckles fronting Lots 158, 159, 190 and 409 through 412 be redesigned to eliminate unnecessary surface asphalt to the approval of the Public Works Director;

d. That, if so required by the Public Works Director, the curb and gutter be replaced fronting the parcel north of Lot 157.

This requirement was made because the existing improvements are concave to the southwest,

e. That a 20-foot wide pedestrian accessway be provided between Bradford Circle and Winchester Drive to provide better access to the elementary school site and the future shopping center.

The design of this accessway and others within the development shall include low-level lighting, landscaping and an automated sprinkler system and shall be to the approval of the Site Plan and Architectural Review Committee.

f. That the driveway access to all corner lots on South Ham Lane be from the side street;

g. That the Lot Lines on parcels 126, 127, 158, 159, 179, 399, 435 and 436 be revised to the approval of the Public Works Director;

h. That the street names within the area of Berkshire Circle be revised for proper addressing to the approval of the Community Development Director; and

i. That the developer provide plans and specifications for the landscaping and automated sprinkler systems for the street dividers proposed for Arundel Court; Port Chelsea Circle, Bradford Circle and Berkshire Circle, and that the City accept the maintenance for these areas at such time as they are constructed and improved to the approval of the Public Works Director.

The City Staff had recommended that a street be provided in the southeast area of the tract running from Wimbeldon Drive and West Harney Lane between proposed Apartment Parcel "A" and a future shopping center site. The Planning Commission has continued consideration of this recommendation until more detailed plans for the apartments are available. At that time the Planning Commission will determine if the street (previously named Hampstead Drive) will become a part of the Approved Tentative Map.

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2. Certified as being adequate the Final Environmental Impact Report for Kristmont West, a 20-unit, single-family condominium project at the southeast corner of Lower Sacramento Road and West Lodi Avenue.

3. Conditionally approved the request of Mr. Lee Ehlers for the approval of a Tentative Subdivision Map for Kristmont West, a 2.3-acre, 20-unit single-family condominium project at the southeast corner of Lower Sacramento Road and West Lodi Avenue.

The conditions of approval were the same as listed above for Planned Development District No. 13 (P-D(13)).

#### SAN JOAQUIN CO. GENERAL PLAN

City Manager Graves apprised the Council that the San Joaquin County Planning Commission is conducting a Public Hearing at 7:00 p.m., Monday, November 10, 1975 in the Planning Department Auditorium, 1830 East Hazelton, Stockton, to give final consideration of the County-wide General Plan.

Perusal of this document by members of the City staff indicates that it is at odds with the Land Use Element of the Lodi General Plan as adopted by the Planning Commission and City Council in 1974 and amended twice during 1975.

The two significant differences are (1) additional medium density residential areas in the vicinity of the Woodbridge Country Club and (2) differences in the industrial land uses.

The City Manager stressed the importance of having the City be represented at the November 10, 1975 Public Hearing. Following Council discussion on the matter, Mayor Schaffer directed that Councilman Ehrhardt and City Manager Graves be present and represent the City at this Public Hearing.

#### COMMUNICATIONS

A Claim for Damages filed on behalf of Virgil R. Canada as Executor of the Estate of Bertha E. Canada in the amount of \$500,000 was presented by the City Clerk.

On motion of Councilman Ehrhardt, Katnich second, the Claim was rejected and referred to the City's Agent of Record.

#### CLAIMS

A Claim for Personal Injuries filed on behalf of Moises Alvarez in the amount of \$12,000, plus special damages in an amount unknown at this time, was presented to the Council by City Clerk Reimche,

Councilman Ehrhardt moved that the Claim be rejected and the matter be referred to the City's Agent of Record. The motion was seconded by Councilman Hughes and carried.

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NOTICE OF PUC  
HEARING

11-7

The City Clerk presented a Notice of Hearing regarding Application No. 55509 and 55510 before the Public Utilities Commission of the State of California filed by Pacific Gas and Electric Co. for authority, among other things, to increase its rates and charges for electric service and gas service. A hearing for public witness testimony will be held Thursday, December 4, 1975 at 7:00 p.m. in the Auditorium, West Wing, State Building, 31 E. Channel Street, Stockton, California.

PETITIONS REC'D  
REQUESTING 4-WAY  
STOP AT CORNER  
OF TOKAY & SO.  
MILLS

11-11

City Clerk Reimche presented petitions bearing 301 signatures requesting the installation of four-way stop signs at the corner of Tokay and South Mills Avenue.

COUNCILMAN  
PINKERTON RE-  
PORTS ON RECENT  
AIR RESOURCES  
BOARD ACTION

11-24

Councilman Pinkerton reported to the Council that the Air Resources Board had recently adopted regulations requiring automobile manufacturers to pay for the replacement of faulty catalytic converters (anti-smog devices) on all 1976-77 cars. Representatives for some of the automakers argue that the costs should be paid by motorists as a normal repair expense and that the replacement costs will range between \$80.00 and \$300.00. Board Chairman Quinn, according to Councilman Pinkerton, stated that the State action was taken only because of serious blunders by the Environmental Protection Agency.

REPORTS OF THE  
CITY MANAGER

CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Katnich, Ehrhardt second, were approved by Council.

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CLAIMS

Claims were approved in the amount of \$1,082,970.74.

DESTRUCTION OF  
CERTAIN FINANCE  
RECORDS APPROVED

City Manager Glaves reported to the Council that Finance Director, Fred Wilson had prepared a list of certain records requesting authority to destroy them. The request has been reviewed by the City Attorney, and Mr. Mullen has given his written consent for their destruction pursuant to State of California Government Code Section 34090.

RES. NO. 4109

11-24

RESOLUTION NO. 4109

RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN FINANCE DEPARTMENT RECORDS AS APPROVED BY THE CITY ATTORNEY.



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AWARD - STREET  
SWEEPER

RES. NO. 4110

The City Manager reported that at the time of the bid opening (11:00 a.m., October 28, 1975) for a street sweeper for the Public Works Department, only one bid had been received, that of Western Traction Company, for a total amount of \$31,970.66. The City did receive, however, in the mail the following day, two additional bids which were both higher than the Western Traction Company bid. These late bids arrived early Wednesday morning and were late due to the U. S. Post Office having Monday, October 27, 1975 - Veteran's Day, as a holiday. Both of the late bids received were postmarked prior to October 28, 1975, the bid opening date. City Manager Graves recommended that the award be made to Western Traction Company, the low bidder, in the amount of \$31,970.66.

## RESOLUTION NO. 4110

RESOLUTION AWARDING THE BID FOR A STREET SWEEPER FOR THE PUBLIC WORKS DEPARTMENT TO WESTERN TRACTION COMPANY, THE LOW BIDDER, IN THE AMOUNT OF \$31,970.66.

Per report of the City Manager, bids were received on October 28, 1975 on a 1976 compact 4-door sedan to be used by the Assistant Utility Director as follows:

AWARD - 1976  
COMPACT 4-DOOR  
SEDAN FOR UTILITY  
DEPT.

<u>Bidder</u>	<u>Amount</u> (Price Incl. Sales Tax)
Weil Motors (Dodge)	\$3,986.00
Geweke Ford(Ford)	\$4,111.81
Courtesy-Lincoln Mercury (Mercury)	\$4,134.00

RES. NO. 4111

## RESOLUTION NO. 4111

RESOLUTION AWARDING THE CONTRACT FOR A 1976 COMPACT 4-DOOR SEDAN FOR THE UTILITY DEPARTMENT TO WEIL MOTORS (DODGE), THE LOW BIDDER, IN THE AMOUNT OF \$3,986.00.

City Manager Graves reported to the Council that bids had been received October 28, 1975 for the contract for Library Site Clearing, 210 N. Pleasant Avenue and 223 West Locust Street, specifications for which were approved by Council October 15, 1975. The bids received are as follows:

<u>Bidder</u>	<u>Base Bid</u>	<u>Alternate Bid</u>	<u>Total</u>
American Demolition Co.	\$1,267	\$1,575	\$2,842
World Enterprises	\$1,680	\$1,165	\$2,845
Claude C. Wood Co.	\$1,855	\$1,998	\$3,853

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RESOLUTION NO. 4112

AWARD - LIBRARY  
SITE CLEARING,  
210 N. PLEASANT AND  
223 W. LOCUST ST.

RES. NO. 4112

RESOLUTION AWARDING THE CONTRACT  
FOR LIBRARY SITE CLEARING, 210 N.  
PLEASANT AVENUE AND 223 WEST LOCUST  
STREET TO AMERICAN DEMOLITION  
COMPANY, THE LOW BIDDER, IN THE  
AMOUNT OF \$2,842.00.

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COUNCIL APPROVES  
BICENTENNIAL DESIGN  
PAINTING OF FIRE  
HYDRANTS

Mr. Earl Williams, Board of Directors, Lodi District Chamber of Commerce, addressed the Council proposing a project for the painting of local fire hydrants with Bicentennial designs. Mr. Williams stated that this project is similar to ones being done in other communities, and the Chamber of Commerce feels it would help get Lodi in the spirit of the Bicentennial celebration. Questions were directed by the Council to Mr. Williams and staff, and it was proposed that approval would have to be received from a Committee comprised of representatives of the Lodi District Chamber of Commerce, the Fire Chief, a designated representative of the City's Public Works Department, and a local art teacher prior to work commencing on any fire hydrant.

Public Works Director Ronsko pointed out that it would be necessary to obtain a "no fee" Encroachment Permit from the Public Works Department prior to work commencing on any proposed fire hydrant painting project.

Councilman Ehrhardt requested that Staff check into the City's liability for such a project.

On motion of Mayor Schaffer, Pinkerton second, Council approved the proposal to paint local fire hydrants with Bicentennial designs with prior approval to be obtained from the screening committee prior to work commencing on any fire hydrant and the obtaining of a "no fee" Encroachment Permit.

City Manager Graves apprised the Council that at the last regular City Council meeting of October 15, 1975, the City Council directed the Public Works staff to investigate the possible need for a 4-way stop sign at the intersection of Mills Avenue and Tokay Street. The Traffic Engineering Investigation of this intersection which had been prepared by Staff was presented for Council's scrutiny.

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Public Works Director Ronsko cited the following conclusions which had been reached by Staff as a result of this study.

"The following quotations from recognized traffic authorities are included to point out that the installation of stop signs alone are not always the proper solution.

'Because the stop sign causes a substantial inconvenience to motorists, it should be used only where warranted.'

'The 4-way stop sign is considered useful as a safety measure at some locations but it also has the disadvantage that all vehicles approaching the intersection are required to come to a complete stop. A stop sign is not a 'cure-all.' '

'Stop signs should not be used as speed control devices. If excessive speed is the problem, it should be corrected through increased enforcement of existing speed regulations.'

"In analyzing the suggested warrants against the existing conditions at Mills Avenue and Tokay Street the following information is pertinent:

"1. The traffic volumes on the two streets are not approximately equal as suggested.

"Traffic entering the intersection from Mills Avenue is approximately 2120 vehicles daily or 63.2% of the total and from Tokay Street 1230 vehicles daily or 36.8% of the total.

"2. Traffic signals are not warranted at this intersection.

"3. There have been no reported accidents at the intersection for the past eight years.

"The warrants suggest five or more accidents of a type susceptible of correction by 4-way stop signs in a 12-month period.

"4. The suggested minimum traffic volumes from all approaches should average at least 500 vehicles per hour for any 8 hours of an average day.

"Mills Avenue and Tokay Street average only 270 vehicles per hour for the 8-hour period from 7:00 a.m. to 9:00 a.m.; from 11:00 a.m. to noon; and from 2:00 p.m. to 7:00 p.m. (54% of the suggested warrants).

"The suggested combined vehicular and pedestrian volume from the minor street (Tokay Street) should average at least 200 units per hour for the same 8-hour period.

"These volumes on Tokay Street average only 107 per hour (53.5% of the suggested warrants)."

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Mr. Ronsko stated that based on these conclusions, it was staff's recommendation that the intersection control remain as it is.

A lengthy discussion followed by Council with questions being directed to staff.

MILLS & TOKAY  
ESTABLISHED AS  
FOUR-WAY STOP  
INTERSECTION

RES. NO. 4113

Traffic Count diagrams of the intersection were presented by Public Works Director Ronsko for Council's perusal.

The following persons, who were in the audience, spoke in favor of four way stop signs at the Mills Avenue and Tokay Street intersection:

- 1) Jerry Abatangle, 735 S. Mills Avenue, Lodi
- 2) Dr. Thomas E. Barnett, 741 S. Mills Avenue, Lodi
- 3) Mr. Charles Simpson, 531 S. Mills Avenue, Lodi

Following additional discussion, on motion of Councilman Katnich, Pinkerton second, Council adopted Resolution No. 4113 establishing the intersection of Mills Avenue and Tokay Street as a four-way stop intersection by the following vote:

Ayes: Councilmen - Ehrhardt, Katnich, Pinkerton  
and Schaffer

Noes: Councilmen - Hughes

Absent: Councilmen - None

RECESS

The Mayor declared a 5-minute recess, and the Council reconvened at 10:05 p.m.

NO PARKING ZONE  
ESTB. ON VINE ST.  
WEST OF HAM  
LANE

City Manager Graves apprised the Council that Ralph Wetmore, Principal of Senior Elementary School, has requested that a "No Parking Zone" be established on Vine Street west of Ham Lane, as shown on diagram presented for Council's scrutiny, stating that the school administration and Lodi Police Department concur in this request. The parking restriction would allow bicycles to use this area as an access to the school crossings at Ham and Vine Street. Mr. Graves reported that under existing conditions, when vehicles are parked in this area, bicyclists are forced into the eastbound travel lane of Vine Street and into conflict with vehicular traffic.

RES. NO. 4114

Following discussion, on motion of Councilman Katnich, Ehrhardt second, Council adopted Resolution No. 4114 establishing a "No Parking" zone on the south side of Vine Street from 60 feet west of the centerline of Ham Lane to 125 feet west of said centerline.

AGENDA ITEM "I"  
WITHDRAWN  
FROM AGENDA

Following a request by City Manager Graves, on motion of Councilman Ehrhardt, Pinkerton second, Council withdrew Agenda Item "I" - "Adopt Policy Statement re Police Safety Equipment from the Agenda.

ORD. AMENDING  
CITY CODE RE  
INFORMAL  
INFORMATIONAL  
MEETINGS AND  
AGENDA FORMAT

100

The City Manager advised the Council that the City Attorney has recommended that the existing procedural ordinance be amended as it is now out of date with actual practices to provide for 1) an invocation; 2) a spot for public presentations (a) awards and (b) proclamations; and 3) for the Consent Calendar.

The amendment would also specifically authorize Informal Informational Meetings.

ORD. NO. 1064  
INTRODUCED

106

Council discussion followed, with questions being directed to staff. Councilman Ehrhardt then moved for introduction of Ordinance No. 1064 to be entitled "An Ordinance Amending Article I Entitled 'Council Meetings and Procedure' of the Code of the City of Lodi and Adding a New Section 2-1.1. Thereto Authorizing Informal Informational Meetings and Amending Section 2-9. of Said Ordinance, Revising the Order of Business." The motion was seconded by Councilman Pinkerton and carried by unanimous vote.

PLANS & SPECS  
FOR KETTLEMAN  
LANE UTILITY  
SUBSTATION  
CONTROL BUILD-  
ING APPROVED

107

Plans and specifications for the Kettleman Lane Utility Substation Control Building were presented by City Manager Graves for Council's perusal. Mr. Graves advised that the proposed 1,050 square foot building will house the electrical system operators and control equipment for all the City's substations and well sites. The building being constructed is only a portion of the Utility Department's ultimate Municipal Service Center building. It has been designed so that it can be expanded, and it will be compatible with the design of the Public Works Department's Municipal Service Center buildings. Mr. Arlie Preszler is the architect on this project.

On motion of Councilman Pinkerton, Katnich second, Council approved the plans and specifications for the Kettleman Lane Utility Substation Control Building as presented and authorized the City Clerk to advertise for bids thereon.

City Manager Graves apprised the Council that in February, 1968, CALTRANS and the City of Lodi entered into an agreement covering the sale of a portion of the City's White Slough property for the construction of I-5 Freeway. Under that agreement certain pipes were to be installed underneath the proposed freeway for the purpose of providing irrigation water and drainage to remaining City parcels on both sides of the freeway. The agreement was based on the best information available at the time.

AMENDMENT TO  
R/W CONTRACT  
WITH STATE OF  
CALIF. DEPT. OF  
TRANSP. APPRVD

108

With the completion of the design for the plant expansion, it has become apparent that the previous agreement is not going to provide the needed facilities. Discussions have been held between the City, the City's consultant, and CALTRANS to determine the best solution to the problem. An amendment calling for deletion of one 24-inch freeway pipe crossing and raising, extending and changing to 42-inch, a 36-inch

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pipe crossing, has been prepared, which is felt will best solve the problem. Mr. Graves further advised that the larger size and grade change will also require some additional fill to be installed by the State. Costs appear to be about a standoff; and maintenance and operations by the City will be considerably better.

Councilman Katnich then moved that the City Council approve the amendment as proposed and authorize the Mayor and City Clerk to execute the Amendment to Right-of-Way Contract between the City of Lodi and the State of California, Department of Transportation, Division of Highways. The motion was seconded by Councilman Pinkerton and carried.

RES. AUTHORIZ-  
ING C.M. TO SIGN  
& FILE FOR A  
GRANT UNDER  
PUBLIC LAW 89-136  
AS AMENDED

The City Manager advised the Council that as part of the formal filing for an Economic Development Grant, it will be necessary that the City Council adopt a resolution authorizing the City Manager to sign and file for a grant under Public Law 89-136 as amended. The grant will provide 50% of the funding for:

RES. NO. 4115

1. Sanitary sewer running from Century Boulevard and Stockton Street to Beckman Road and Delores Street extended;

2. Storm drain in Stockton Street from Century Boulevard to Kettleman Lane; and

3. Sanitary sewer in Stockton Street from Century Boulevard to Kettleman Lane

Following Council discussion, on motion of Councilman Katnich, Ehrhardt second, Council adopted Resolution 4115 authorizing the City Manager to sign and file for a grant under Public Law 89-136 as amended.

AGREEMENT  
COVERING  
COUNTY'S USE OF  
LODI PUBLIC  
SAFETY/COURT  
BUILDING  
APPROVED

City Manager Graves presented an Agreement for Council's scrutiny that had been prepared by City Attorney Mullen covering the County's use of the Lodi Public Safety/Court Building, 230 W. Elm Street, Lodi, whereby the County would agree to pay the City \$9,500.00 per fiscal year commencing July 1, 1975 for the costs expended by the City in maintaining this facility. Questions were directed to the City Manager and City Attorney by the Council regarding this matter.

Councilman Pinkerton then moved for Council approval of the proposed agreement covering the County's use of the Lodi Public Safety/Court Building, 230 W. Elm Street, Lodi and authorizing the Mayor to execute the Agreement on behalf of the City. The motion was seconded by Councilman Ehrhardt and carried by unanimous vote.

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CALIFORNIA LAND  
CONSERVATION  
CONTRACT  
ASSESSOR'S  
PARCEL NO.  
017-100-16

11/5/75

A letter was presented to Council which had been received from Ralph W. Epperson, San Joaquin County Clerk, stating that the Board of Supervisors intends to enter into California Land Conservation Contract on land identified as Assessor's Parcel No. 017-100-16 (Estate of Fred Nakagawa, dec.; Tsuyuka Nakagawa, a widow; Tonami Nakagawa, Miyoko Nakagawa, and Satomi Nakagawa, all single women), which will include land within one mile of the exterior boundaries of the City of Lodi.

Community Development Director Schroeder presented a diagram of the area and answered questions as were directed by Council.

Following discussion, Council concurred that no action would be taken on this matter.

SPECS FOR 3/4  
TON STAKE BED  
TRUCK FOR  
PARKS DEPT.  
APPROVED

11/5/75

City Manager Graves presented specifications for a 3/4 ton stake bed truck to be used by the gardener crew of the Parks Division.

Councilman Ehrhardt then moved that the specifications for a 3/4 ton stake bed truck for the Parks Division be approved, and that the Purchasing Agent be authorized to advertise for bids thereon. The motion was seconded by Councilman Pinkerton and carried.

ORDER TO  
ABANDON EASE-  
MENTS IN  
LAKEWOOD, UNIT  
NO. 4

RES. NO. 4116

11/5/75

Council was apprised by the City Manager that the City had received a request from a property owner to abandon a portion of an easement along the rear property line in Lakewood Unit No. 4 to allow for the installation of a swimming pool on his property. City Manager Graves reported that following a review of the matter, it would appear reasonable to abandon all that portion of unused easement on Lots No. 198-287 in Lakewood, Unit No. 4. The City has notified the Pacific Telephone Co., Pacific Gas and Electric Co., Lodi Cable TV, and the City's Utility Department. Each agency has indicated that they are not using this portion of the easement nor do they have plans to use it.

On motion of Councilman Katnich, Pinkerton second, Council adopted Resolution No. 4116 ordering the abandonment of a portion of the easement in Lakewood, Unit No. 4 on Lots 198-287.

LEGAL ADVOCACY  
COMMITTEE

11/5/75

City Attorney Mullen advised the Council that the City Attorney's Department of the League had formed the "Legal Advocacy Committee", and that this Committee is composed of one representative from each Division of the League. This Committee is most important as its main function is to review all litigation in which cities are involved, and then make recommendations to other cities as to whether they should or should not participate in the particular case when State-wide interest would warrant such participation.

Minutes of November 5, 1975, continued

Mr. Mullen requested that in those cases where the request is for the City to join as a friend of the court at no cost or expense, that if in his judgment the matter is of sufficient interest to the City, that he have Council's permission to do that; and secondly, Mr. Mullen stated that in those cases where expenditures are indicated, he would ask for the Council's approval authorizing him to expend up to \$150.00 to \$200.00 in cases Mr. Mullen deemed of sufficient importance.

Council discussion followed with questions being presented to the City Attorney and staff regarding this matter.

On motion of Councilman Katnich, Hughes second, Council requested notification from the City Attorney on any such matters where the City's name might be used and particularly if any costs are involved.

COUNCILMAN  
EHRHARDT TO  
ATTEND STATE  
TRANSPORTATION  
COMMITTEE  
MEETING

Councilman Ehrhardt announced that he would be attending a meeting of the State Transportation Committee on November 17, 1975, indicating that he has been a member of the Committee for several years. Councilman Ehrhardt apprised the Council of the agenda items slated for this meeting.

MAYOR PRO  
TEMPORE HUGHES  
TO CHAIR N.C.P.A.  
DEVELOPMENT  
FUND

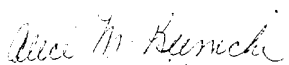
Councilman Hughes stated that some months ago the Council had approved City participation in a Development Fund with N.C.P.A. Councilman Hughes stated that he had been selected as Chairman of the Development Fund which will necessitate regular meetings, involving traveling to San Francisco for these meetings. Councilman Hughes indicated that no staff has been established on this and that he has been using staff from the City Manager's office. Councilman Hughes also indicated that there will be some minor expenses associated with administering these funds, and requested Council concurrence, which he received.

CITIES & COUNTY  
MEETING 11/13/75

Mayor Schaffer reminded the Council of the Cities and County meeting to be held November 13, 1975 in Stockton, which will be hosted by San Joaquin County.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at approximately 11:00 p.m. by Mayor Schaffer on motion of Councilman Pinkerton, Ehrhardt second.

Attest:   
ALICE M. REIMCHE  
City Clerk